



03-03-03

2834

PATENT
Atty. Dkt. No. 03DV-7089

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Dennis P. Bobay et al.

: Art Unit: 2834

Serial No.: 09/681,544

: Examiner: K. Addison

Filed: April 26, 2001

For: METHOD AND SYSTEM FOR MOUNTING
A ROTOR POSITION

**CERTIFICATE OF MAILING BY EXPRESS MAIL TO
THE COMMISSIONER OF PATENTS AND TRADEMARKS**

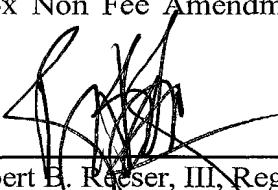
Express Mail mailing label number: EV263880350US

Date of Mailing: February 28, 2003

I certify that documents listed below:

- Amendment in Response to Office Action dated January 29, 2002 (2 pgs.)
- Amendment Transmittal (3 pgs. in duplicate)
- Certificate of Mailing Via Express Mail (1 page)
- Return postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above in an envelope addressed to the Commissioner for Patents, Box Non Fee Amendment, Washington, D.C. 20231.


Robert B. Reeser, III, Reg. No.: 45,548
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314-621-5070

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PATENT
Attorney Docket No.: 03DV-7089

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A ROTOR POSITION :
: :
:

**Commissioner for Patents
Washington, D.C. 20231**

TRANSMITTAL

1. Transmitted herewith is: Amendment in response to Restriction Requirement dated January 29, 2002 (2 pgs.); Certificate of Express Mail (1 pg.); and Return postcard

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STATUS

2. Applicant
 claims small entity status.
 is other than a small entity.

CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

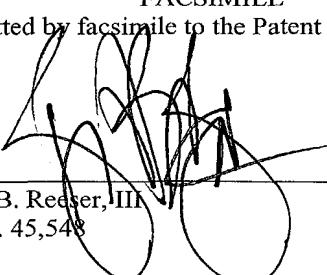
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Date: February 28, 2003

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transmitted by facsimile to the Patent and Trademark Office

Robert B. Reeser, III
Reg No. 45,548



FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)		SMALL ENTITY		OTHER THAN SMALL ENTITY	
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		PRESENT EXTRA		ADDITIONAL RATE FEE		ADDITIONAL RATE FEE	
TOTAL	MINUS			=	x \$9 =	\$		x \$18 =	\$
INDEP.	MINUS			=	x \$42 =	\$		x \$84 =	\$
<u> </u> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$130 =	\$		+ \$280 =	\$
					TOTAL ADDITIONAL FEE \$		OR	TOTAL ADDITIONAL FEE \$	

(a) No additional fee for Claims is required

OR

(b) Total additional fee for claims required \$

FEE PAYMENT

5. Attached is a check in the sum of \$_____

 Charge Deposit Account No. 01-2384 the sum of \$
A duplicate of this transmittal is attached.

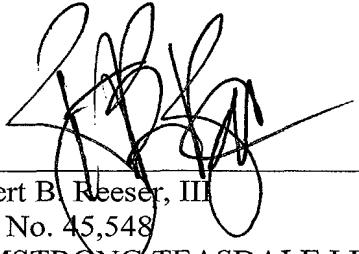
FEE DEFICIENCY

6. If any additional extension and/or fee is required, charge Deposit Account No. 01-2384.

AND/OR

If any additional fee for claims is required, charge Deposit Account No. 01-2384.

7. Other:



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AMENDMENT

Hon. Commissioner for Patents
Box Non-Fee Amendment
Washington, D.C. 20231

Sir:

The Office Action mailed January 29, 2002 has been carefully reviewed and the following amendment has been made in consequence thereof.

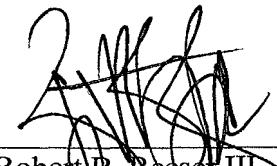
Reconsideration of the restriction requirement imposed under 35 U.S.C. § 121 is respectfully requested.

A restriction to either invention I, consisting of claims 1-10 drawn to the method of positioning a sensor, classified in Class 29/598, invention II, consisting of claims 11-18, drawn to a stator assembly, classified in class 310, subclass 254, or invention III, consisting of claims 19-24, drawn to a rotor position sensor, classified in class 310, subclass 68 was imposed. In response, Applicants confirm the election with traverse to prosecute the invention of Group I, claims 1-10.

The requirement for election is traversed because the inventions set out by the claims in Groups I, II, and III are clearly related. Applicants submit that a thorough search and examination of any Group would be relevant to the examination of the other Groups and would not be a serious burden on the Examiner. Additionally, requirements for election are

not mandatory under 35 U.S.C. 121. Accordingly, reconsideration of the election requirement is requested.

Respectfully Submitted,



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